



Arizona Medical Board

9545 East Doubletree Ranch Road • Scottsdale, Arizona 85258

Home Page: <http://www.azmd.gov>

Telephone (480) 551-2700 • Fax (480) 551-2705 • In-State Toll Free (877) 255-2212

AGENDA FOR REGULAR SESSION MEETING

Scheduled to begin at 9:30 a.m. on February 6, 2008 and 8:00 a.m. on February 7, 2008
9535 E. Doubletree Ranch Road • Scottsdale, Arizona

Notice is hereby given to the general public and to the members of the Arizona Medical Board (Board), that the Board will hold a regular meeting open to the public at the Board's offices located at 9535 East Doubletree Ranch Road, Scottsdale, Arizona. A.R.S. § 38-431.02. The Board, upon a majority vote of a quorum of the members, may hold an *Executive Session* on any of the listed agenda items to discuss or consider records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law or to obtain legal advice. A.R.S. § 38-431.03(A)(2) and (3). Those wishing to address the Board need not request permission in advance; however, the Board may limit those persons speaking during the "Call to the Public" at three (3) per side on any one issue. A.R.S. § 38-431.01(G). The Board can only take action on matters listed on the agenda and other matters related thereto. A.R.S. § 38-431.02 (H). If appropriate, actions on public comment matters that are not listed on the agenda will be limited to directing staff to study the matter or schedule the matter for further discussion at a later date. A.R.S. § 38-431.01(G).

The Board reserves the right to change the order of items on the agenda, except for matters set for a specific time. The formal interviews are scheduled to be heard during specific time blocks. However, the Chairman of the Board reserves the right to call cases in random order. Please note that the recommendations listed on the agenda are merely suggested Board actions. These recommendations do not become final until adopted by the Board. The Board has the authority to accept, reject or modify any recommendation listed in the agenda.

Americans with Disabilities Act: Persons with disabilities may request reasonable accommodations by contacting Evangeline Webster at (480) 551-2714. Requests should be made as early as possible to allow time to arrange the accommodation.

THE BOARD WILL CONSIDER, DISCUSS AND MAY TAKE ACTION ON ANY AGENDA ITEM.

Board Members

William R. Martin III, M.D., Chair
Douglas D. Lee, M.D., Vice Chair
Dona Pardo, Ph.D., R.N., Secretary
Robert P. Goldfarb, M.D., F.A.C.S.
Patricia R. J. Griffen
Ram R. Krishna, M.D.
Todd A. Lefkowitz, M.D.
Lorraine L. Mackstaller, M.D.
Paul M. Petelin Sr., M.D.
Germaine Proulx
Amy J. Schneider, M.D., F.A.C.O.G.

If you need to speak to a member of Board staff regarding agenda items,
please contact the Board Coordinator at 480-551-2820 or boardcoordinator@azmd.gov

If you are from the press and need to make media arrangements for an upcoming meeting,
please contact Roger Downey at 480-551-2713 or rdowney@azmd.gov

NON-TIME SPECIFIC ITEMS (The Board may choose to discuss these items on either day.)**Executive Director's Report**

Lisa S. Wynn, Executive Director

Executive Director's Report

D.E.D.'s Scheduled Meetings (November 1, 2007 – January 9, 2008)

Executive Director's Delegated Authorities (November 1 – December 31, 2007)

Agency FY-08 Accumulative Budget Summary – (December 2007)

Legislative Update

Legal Advisor/Litigator's Report

Anne Froedge, Assistant Attorney General

Chair's Report

William R. Martin, III, M.D., Chair

**Consideration of Board's Position Regarding the Practice of
Allopathic Medicine Under a Homeopathic License**

Lisa S. Wynn, Executive Director

Election of Board Officers

Lisa S. Wynn, Executive Director

Approval of Scope of Practice Guidelines

Robert P. Goldfarb, M.D., F.A.C.S

Approval of Minutes

December 13-14, 2007 Regular Session Meeting, Including Executive Session

December 13, 2007 Summary Action Meeting

December 15, 2007 Special Meeting, Including Executive Session

ADVISORY LETTERS

NO.	CASE NO.	COMPLAINANT v PHYSICIAN		LIC. #	STAFF
1.	MD-06-0964A	AMB	MARGARET R. KHOURI, M.D.	27739	Ms. Geiser Dr. Coffey
2.	MD-07-0378B	AMB	MICHAEL S. WENG, M.D.	18604	Ms. Johansen Dr. Moczynski
3.	MD-07-0108A	AMB	RODNEY S. IANCOVICI, M.D.	28530	Ms. Johansen
4.	MD-07-0277A	K.S.	JACK N. POLES, M.D.	8677	Ms. Young Dr. Bhatheja
5.	MD-07-0316A	M.R.	EDWARD EADES, M.D.	19656	Ms. Young Dr. Wolf
6.	MD-07-0505A	R.O.	JENNIFER K. O'NEILL, M.D.	33230	Ms. Johansen Dr. Wolf
7.	MD-07-0396A	AMB	EDGAR H. HERNANDEZ, M.D.	11305	Ms. Young Dr. Wolf
8.	MD-06-0942A	AMB	ALAN K. OSUMI, M.D.	23063	Ms. Young Dr. Haas
9.	MD-07-0102A	R.P.	THEODORE L. RUDBERG, M.D.	11018	Ms. Brown Dr. Coffey
10.	MD-07-0272A	AMB	RONALD J. CASTRO, M.D.	12701	Ms. Brown Dr. Haas
11.	MD-07-0372A	N.M.	GEORGE L. SIBLEY, M.D.	9085	Ms. Brown Dr. Coffey
12.	MD-07-0525A	A.R.	MOHAMED H. EL-GASIM, M.D.	36344	Ms. Brown Dr. Bhatheja
13.	MD-07-0779A	S.L.	MARY J. SARRANTONIO, M.D.	26472	Ms. Brown Dr. Coffey
14.	MD-07-0862A	K.C.	VIKRAM KAPUR, M.D.	29592	Ms. Johansen Dr. Bhatheja
15.	MD-07-0349A	B.S	LAWRENCE E. KRAMER, M.D.	21710	Ms. Johansen Dr. Coffey

NO.	CASE NO.	COMPLAINANT v PHYSICIAN		LIC. #	STAFF
16.	MD-07-0284A	AMB	CHIRAG C. VYAS, M.D.	30540	Ms. Steger Dr. Peairs
17.	MD-07-0278A	AMB	ASHFAQUE SAYA, M.D.	25872	Ms. Steger Dr. Wolf
18.	MD-07-0527A	A.L.	KARA E. JOHNSON, M.D.	29307	Ms. Steger Dr. Peairs

REVIEW OF EXECUTIVE DIRECTOR DISMISSALS

NO.	CASE NO.	COMPLAINANT v PHYSICIAN		LIC. #	STAFF
1.	MD-06-0839A	AMB	ALAN C. SCHWARTZ, M.D.	9416	Ms. C. Shepherd
2.	MD-07-0302A	N.N.	DENNIS D. SWENA, M.D.	15304	Ms. Geiser Dr. Moczynski
3.	MD-07-0622A	J.M.	MARGARITA MARTINEZ, M.D.	10110	Ms. Geiser Dr. Peairs
4.	MD-07-0348A	K.P.	PETER R. SEIPEL, M.D.	23800	Ms. C. Shepherd Dr. Moczynski
5.	MD-07-0177A	L.H.	WILLIAM R. HEARTER, M.D.	16116	Ms. Johansen Dr. Sems
6.	MD-07-0614A	A.F.	LINDA E. LEECH, M.D.	27207	Ms. Brown Dr. Bhatheja
7.	MD-07-0429A	D.L.	RONALD J. CANIGLIA, M.D.	21593	Ms. Brown Dr. Wolf
8.	MD-07-0859A	D.P.	LAURA L. VANDENHEEDE, M.D.	26282	Ms. Johansen Dr. Moczynski
9.	MD-07-0471A	J.K.	RUTH E. KOHLMEIER, M.D.	30350	Ms. Young Dr. Coffey
10.	MD-07-0191A	D.S.	ANDREAS KYPRIANOU, M.D.	32610	Ms. Geiser Dr. Wolf
11.	MD-07-0003A	P.M.	NAVTEJ S. TUNG, M.D.	30264	Ms. Brown Dr. Peairs
12.	MD-07-0077A	R.S.	PHILIP G. POIRIER, M.D.	14031	Ms. Brown Dr. Bhatheja
13.	MD-07-0078A	R.S.	CHRIS S. REUST, M.D.	19327	Ms. Brown Dr. Sems

OTHER BUSINESS

NO.	CASE NO.	COMPLAINANT v PHYSICIAN		LIC. #	STAFF	SUBJECT
1.	MD-06-0755A	M.D.	EDWARD G. BLANKSTEIN, M.D.	10529	Ms. Geiser	Proposed Consent Agreement
2.	MD-07-0109A	C.F.	ARTHUR FORD, M.D.	11461	Ms. Steger Dr. Peairs	Proposed Consent Agreement
3.	MD-06-0062A	AMB	STEPHEN P. SUTTON, M.D.	28812	Emma Mamaluy, AAG	Rehearing/Review of Articles Submitted by Physician
4.	MD-05-0884A	AMB	HARSHAD S. PATEL, M.D.	22757	Ms. Dana	Modification of Board Order
5.	MD-06-0147A	M.L.	ALAN CHASBY SACKS, M.D.	9475	Ms. Dana	Modification of Board Order
6.	MD-07-0340A	AMB	KENNETH J. TOLMAN, M.D.	36900	Ms. C. Shepherd	Appeal of ED Referral to Formal Hearing
7.	MD-07-L026A	AMB	SCOTT A. STONE, M.D.	N/A	Ms. Young	Appeal of ED Denial of Licensure
8.	MD-06-0456A	BANNER ESTRELLA MEDICAL CENTER	MICHAEL R. ROLLINS, M.D.	30379	Dean Brekke, AAG	Motion for Rehearing or Review
9.	MD-06-0959A	AMB	SYED Z. TAHIR, M.D.	19801	Anne Froedge, AAG	Draft Findings of Fact, Conclusions of Law and Order
10.	MD-08-0035A	AMB	ERNEST BENSCH, M.D.	4617	Ms. Steger	Proposed Consent Agreement

NO.	CASE NO.	COMPLAINANT v PHYSICIAN		LIC. #	STAFF	SUBJECT
11.	MD-07-0116A	K.W.	MARIO T. PARISE, M.D.	19729	Ms. C. Shepherd Dr. Bhatheja	Recommended Dismissal

Wednesday, February 6, 2008

CALL TO ORDER – 9:30 a.m.

William R. Martin, III, M.D., Chair

ROLL CALL

Dona Pardo, Ph.D., R.N., Secretary

CALL TO PUBLIC – 9:30 a.m.

LEGISLATIVE AFFAIRS UPDATE

Stuart Goodman

FORMAL INTERVIEWS

NO.	CASE NO.	COMPLAINANT v PHYSICIAN		LIC. #	STAFF	PRESENTING BOARD MEMBER
1.	This matter has been pulled from the agenda.					
2.	MD-07-0161A	AMB	HILARIO JUAREZ, M.D.	12148	Ms. Johansen Dr. Moczynski	Paul M. Petelin Sr., M.D.

BOARD EDUCATIONAL SEMINAR

Attorney General's Office

The Board may vote to go into executive session to receive legal advice, if necessary, under A.R.S. § 38-431.03 (A)(2) and (3).

CALL TO THE PUBLIC – 1:15 p.m.

FORMAL INTERVIEWS

NO.	CASE NO.	COMPLAINANT v PHYSICIAN		LIC. #	STAFF	PRESENTING BOARD MEMBER
3.	MD-07-0290A	AMB	SUSAN B. FLEMING, M.D.	14840	Ms. Young Dr. Peairs	Douglas D. Lee, M.D.
4.	MD-07-0273A	AMB	ALLEN A. AGAPAY, M.D.	24148	Ms. Brown Dr. Wolf	Paul M. Petelin Sr., M.D.

Thursday, February 7, 2008

CALL TO ORDER – 8:00 a.m.

William R. Martin, III, M.D., Chair

ROLL CALL

Dona Pardo, Ph.D., R.N., Secretary

CALL TO THE PUBLIC – 8:00 a.m.

**FORMAL HEARING MATTERS – CONSIDERATION OF ADMINISTRATIVE LAW JUDGE
RECOMMENDATION (Scheduled to begin at 8:00 a.m.)**

NO.	CASE NO.	COMPLAINANT v PHYSICIAN	LIC. #	SUBJECT	STATE'S ATTORNEY
1.	MD-06-L020A	AMB STANLEY S. RACZ, M.D.	N/A	ALJ Recommendation	Dean Brekke, AAG
2.	MD-07-0892A	AMB DAVID I. PLUMB, M.D.	37523	ALJ Recommendation	Dean Brekke, AAG
3.	MD-07-L015A	AMB PATRICK J. DEAN, M.D.	N/A	ALJ Recommendation	Emma Mamaluy, AAG
4.	MD-03-0749A MD-05-0798A MD-05-0173A MD-05-0888A	AMB DAVID A. WILBIRT, M.D.	9920	ALJ Recommendation	Phillip Overcash, Outside Counsel

OTHER BUSINESS (Scheduled to begin at 8:15 a.m.)

NO.	CASE NO.	COMPLAINANT v PHYSICIAN	LIC. #	SUBJECT	STATE'S ATTORNEY
1.	MD-04-0887A	AMB MAX D. LIND, M.D.	4576	Rescind Referral to Formal Hearing Proposed Consent Agreement	Timothy Thomason, Marki Stewart, Outside Counsel
2.	MD-02-0093A	AMB STEPHEN E. LINDSTROM, M.D.	7585	Rescind Referral to Formal Hearing Proposed Consent Agreement	Timothy Thomason, Marki Stewart, Outside Counsel
3.	MD-05-1166A	AMB STEVEN CERVI-SKINNER, M.D.	26268	Rescind Referral to Formal Hearing Proposed Consent Agreement	Michael Sillyman, Outside Counsel
4.	MD-05-0866A	AMB TIMOTHY J. GELETY, M.D.	21851	Remand from Superior Court/ Reconsideration of Board Order	Dean Brekke, AAG
5.	MD-02-0713A	F.H. HARA P. MISRA, M.D.	14933	Remand from Court of Appeals/ Reconsideration of Board Order	Dean Brekke, AAG
6.	MD-02-0749A	AMB HARA P. MISRA, M.D.	14933	Remand from Court of Appeals/ Reconsideration of Board Order	Dean Brekke, AAG
7.	MD-05-0620A	AMB GEORGE E. STAVROS, M.D.	4409	Rescind Referral to Formal Hearing Proposed Consent Agreement	Jerry Gaffaney, Outside Counsel

FORMAL INTERVIEWS (Scheduled to begin at 8:30 a.m.)

NO.	CASE NO.	COMPLAINANT v PHYSICIAN	LIC.#	STAFF	PRESENTING BOARD MEMBER
1.	This matter has been moved to Other Business Item #11.				
2.	MD-07-0571A	J.L. DONALD E. PORTER, M.D.	13521	Ms. C. Shepherd Dr. Bhatheja	Ram R. Krishna, M.D.



Lisa S. Wynn, Executive Director